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3 IN THE UNITED STATES DISTRICT COURT
4 FOR THE NORTHERN DISTRICT OF CALIFORNIA
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6 GINA LYONS and JERRY LYONS, on
7 behalf of themselves and all
8 others similarly situated,

9 Plaintiffs,

10 v.

11 BANK OF AMERICA, NA and BAC HOME
12 LOANS SERVICING, LP, a wholly
13 owned subsidiary of Bank of
14 America,

15 Defendants.
16 _____/

No. C 11-1232 CW

ORDER GRANTING
MOTION TO RE-OPEN;
REFERRING CASE TO
MEDIATION (Docket
No. 78)

17 This case was closed in November 2012 after the parties
18 reached a settlement agreement. Defendant Bank of America, NA
19 moves to re-open the case under Federal Rule of Civil Procedure
20 60(b) and requests an order to enforce certain terms of the
21 parties' settlement agreement. Plaintiffs Gina and Jerry Lyons do
22 not oppose Defendant's motion to re-open but do oppose its request
23 for an order to enforce the settlement agreement.

24 After considering the parties' submissions, the Court GRANTS
25 Defendant's motion to re-open (Docket No. 78). The parties'
26 dispute concerning the request for an order enforcing the
27 settlement agreement appears to be a relatively minor dispute
28 regarding the terms of the agreement itself. Accordingly, in
order to resolve this dispute promptly, the Court directs the

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parties to attend a mediation session with Gilda R. Turitz, the mediator who helped them negotiate their original settlement, or another mediator of their choice within three weeks of this order. If the parties are unable to agree on a mediator, then they shall notify the Court within four days so that the Court can refer them to a magistrate judge to help them resolve this dispute.

IT IS SO ORDERED.

Dated: July 7, 2014



CLAUDIA WILKEN
United States District Judge